

REFERENCE TITLE: driver licenses; four year duration

State of Arizona
House of Representatives
Forty-eighth Legislature
Second Regular Session
2008

HB 2820

Introduced by
Representatives Ulmer, Ableser, Campbell CH, Chabin, Prezelski

AN ACT

AMENDING SECTIONS 28-3002, 28-3171, 28-3172, 28-6991 AND 28-6993, ARIZONA
REVISED STATUTES; REPEALING SECTION 28-3003, ARIZONA REVISED STATUTES;
RELATING TO DRIVER LICENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-3002, Arizona Revised Statutes, is amended to
3 read:

4 28-3002. Fees; driver licenses; disposition

5 A. The following fees are required:

6 1. For each original or initial application or renewal application, if
7 a written examination is required, for the following:

8 (a) Class A driver license, twenty-five dollars.

9 (b) Class B driver license, twenty-five dollars.

10 (c) Class C driver license, ~~twelve~~ TWENTY-FIVE dollars ~~fifty cents~~.

11 (d) Class D driver license ~~issued pursuant to section 28-3171, ten~~
12 TWENTY-FIVE dollars.

13 (e) Class M driver license ~~issued pursuant to section 28-3171, ten~~
14 TWENTY-FIVE dollars.

15 2. ~~Except as provided in paragraph 1,~~ For each original, renewal or
16 reinstatement application for a class D, G or M license, TWENTY-FIVE DOLLARS.

17 ~~±~~

Age	Fee
50 or older	\$10.00
45-49	\$15.00
40-44	\$20.00
39 or younger	\$25.00

23 3. For each original or initial application or renewal examination, if
24 a written application is required, for the following endorsements to a driver
25 license:

26 (a) Bus endorsement, ten dollars.

27 (b) Hazardous materials endorsement, ten dollars.

28 (c) Tank vehicle endorsement, ten dollars.

29 (d) Double-triple trailer endorsement, ten dollars.

30 (e) Motorcycle endorsement, seven dollars.

31 4. For taking each driving test for a:

32 (a) Class A driver license, twenty-five dollars.

33 (b) Class B driver license, twenty-five dollars.

34 (c) Class C driver license, twelve dollars fifty cents.

35 (d) Bus endorsement, five dollars.

36 5. For each application for an instruction permit under:

37 (a) Section 28-3154 or 28-3156, seven dollars.

38 (b) Section 28-3155, three dollars.

39 (c) Section 28-3225, class A, twenty-five dollars.

40 (d) Section 28-3225, class B, twenty-five dollars.

41 (e) Section 28-3225, class C, twelve dollars fifty cents.

42 6. For each renewal application, if a written examination is not
43 required, for a:

44 (a) Class A driver license and any endorsement, other than a hazardous
45 materials endorsement, to the license, ~~fifteen~~ TWENTY-FIVE dollars.

1 (b) Class B driver license and any endorsement, other than a hazardous
2 materials endorsement, to the license, ~~fifteen~~ TWENTY-FIVE dollars.

3 (c) Class C driver license and any endorsement, other than a hazardous
4 materials endorsement, to the license, ~~ten~~ TWENTY-FIVE dollars.

5 7. For each application for a duplicate of a driver license, four
6 dollars.

7 8. For each application for a duplicate of an instruction permit, two
8 dollars.

9 9. In addition to the fees prescribed in paragraph 2 and except as
10 provided in paragraph 11:

11 (a) For reinstatement of driving privileges after suspension or
12 disqualification, ten dollars.

13 (b) For reinstatement of driving privileges after revocation, twenty
14 dollars.

15 10. For each application for an extension by mail of a driver license,
16 five dollars.

17 11. In addition to the fees prescribed in paragraph 2, for
18 reinstatement of driving privileges that were suspended or denied pursuant to
19 section 28-1385 after completion of the suspension or revocation, fifty
20 dollars.

21 12. For vision screening tests of out-of-state drivers, five dollars.

22 13. For class D or M driver license skills tests for out-of-state
23 drivers, fifteen dollars.

24 B. Except as otherwise provided by statute, the director shall
25 immediately deposit, pursuant to sections 35-146 and 35-147, fees collected
26 under this section in the Arizona highway user revenue fund.

27 Sec. 2. Repeal

28 Section ~~28-3003~~, Arizona Revised Statutes, is repealed.

29 Sec. 3. Section 28-3171, Arizona Revised Statutes, is amended to read:

30 ~~28-3171. Driver license expiration and renewal: exception:~~
31 ~~extension by mail~~

32 A. Except as provided in subsection ~~B, C OR D or E~~ of this section and
33 unless medical restrictions require a shorter expiration period, a driver
34 license:

35 ~~1. is valid FOR FOUR YEARS. until the applicant's sixty-fifth~~
36 ~~birthday.~~

37 ~~2. Is renewable for successive periods of five years after the~~
38 ~~applicant's sixty-fifth birthday.~~

39 ~~3. Expires on the applicant's birthday if the license was issued~~
40 ~~pursuant to subsection B of this section.~~

41 ~~B. Notwithstanding subsection A of this section:~~

42 ~~1. The department shall issue to an applicant a driver license that is~~
43 ~~valid for not more than five years and six months if the applicant applies~~
44 ~~within six months of the applicant's next birthday and if the applicant is~~

~~sixty four years of age or older, unless medical restrictions require a shorter expiration period.~~

~~2. On presentation of satisfactory proof of qualification, the director may issue a class D, G or M license or permit for a period of up to five years to:~~

~~(a) A person who is an out of state student or who is the spouse of an out of state student. For the purposes of this subdivision, "out of state student" has the same meaning prescribed in section 28-2001.~~

~~(b) An immediate family member of any active duty military personnel temporarily stationed in this state.~~

~~(c) Any other person for whom the director determines other circumstances justify the issuance.~~

~~C.~~ B. An applicant shall apply for renewal of a driver license before the expiration of a current license. The department may require an examination of a renewal applicant for a class D, G or M license as required of an original applicant.

~~D.~~ C. A veteran, as defined in section 41-601, whose driver license expires is not required to renew the veteran's driver license for six months from the date of the veteran's discharge from military service.

~~E.~~ D. The department may extend the expiration date of a class D or M license by mail OR OVER THE INTERNET for a resident if the applicant is not in this state at the time the license expires and will not be in this state for at least thirty consecutive days after the expiration of the driver license. On payment by the applicant of the fee prescribed in section 28-3002, the department shall issue a certificate of extension that is valid only if accompanied by the applicant's previous license. An applicant for extension of a license by mail OR OVER THE INTERNET shall comply with the following:

1. The application requirements of section 28-3158.
2. The licensing requirements of section 28-3153.
3. Medical requirements applicable to all license applicants, except that the applicant is not required to obtain an eyesight examination.

Sec. 4. Section 28-3172, Arizona Revised Statutes, is amended to read:

28-3172. Driver license renewal by mail and internet; application; requirements

A. On payment of the fee prescribed in section 28-3002, the department may renew by mail OR OVER THE INTERNET a class D, G or M license issued to the following persons:

1. A spouse or child who is living with a veteran who is assigned to active duty in the armed forces of the United States outside of this state. A driver license renewed by mail OR OVER THE INTERNET pursuant to this paragraph is not required to contain a photograph of the licensee. The department shall not renew a license by mail OR OVER THE INTERNET if the applicant would be denied a license if the applicant applied for the license while the applicant was in this state. An applicant for renewal of a driver

1 license by mail OR OVER THE INTERNET pursuant to this paragraph shall comply
2 with:

3 (a) The application requirements of section 28-3158.

4 (b) The licensing requirements of section 28-3153.

5 (c) Medical requirements applicable to all license applicants.

6 2. A person who meets all of the following requirements:

7 (a) According to the records of the department, the person's license
8 has not been suspended, revoked, canceled or denied immediately preceding the
9 determination of eligibility for renewal under this paragraph.

10 (b) Is renewing the license for the same class of license currently
11 held.

12 (c) Is under seventy years of age.

13 (d) If sixty-five years of age or older, has presented or mailed to
14 the department on a form prescribed by the department a report based on a
15 vision test by the department or an examination of the applicant's eyesight
16 by an optometrist or an ophthalmologist or physician licensed to practice
17 medicine. The vision test or examination shall be conducted not more than
18 three months before the date of its submission.

19 B. The department shall notify a person who meets the requirements of
20 subsection A, paragraph 2 of this section that the person may renew the
21 person's license by mail OR OVER THE INTERNET and shall enclose OR SUBMIT an
22 application as prescribed by the director. An applicant who renews a driver
23 license by mail OR OVER THE INTERNET shall complete and return the
24 application to the department.

25 C. The department shall issue a certificate of renewal to a qualified
26 applicant that includes the applicant's name, date of birth, address and
27 driver license expiration date, the number of the license renewed and other
28 information that the department requires. The certificate is not valid until
29 it is signed by the applicant and attached to the last license issued by this
30 state that contains the photograph of the applicant.

31 D. The department shall decide if the eyesight reported by each
32 applicant pursuant to subsection A, paragraph 2, subdivision (d) of this
33 section is sufficient to meet current eyesight standards.

34 Sec. 5. Section 28-6991, Arizona Revised Statutes, is amended to read:

35 28-6991. State highway fund; sources

36 A state highway fund is established that consists of:

37 1. Monies distributed from the Arizona highway user revenue fund
38 pursuant to chapter 18 of this title.

39 2. Monies appropriated by the legislature.

40 3. Monies received from donations for the construction, improvement or
41 maintenance of state highways or bridges. These monies shall be credited to
42 a special account and shall be spent only for the purpose indicated by the
43 donor.

44 4. Monies received from counties under cooperative agreements,
45 including proceeds from bond issues. The state treasurer shall deposit these

1 monies to the credit of the fund in a special account on delivery to the
2 treasurer of a concise written agreement between the department and the
3 county stating the purposes for which the monies are surrendered by the
4 county, and these monies shall be spent only as stated in the agreement.

5 5. Monies received from the United States under an act of Congress to
6 provide aid for the construction of rural post roads, but monies received on
7 projects for which the monies necessary to be provided by this state are
8 wholly derived from sources mentioned in paragraphs 2 and 3 of this section
9 shall be allotted by the department and deposited by the state treasurer in
10 the special account within the fund established for each project. On
11 completion of the project, on the satisfaction and discharge in full of all
12 obligations of any kind created and on request of the department, the
13 treasurer shall transfer the unexpended balance in the special account for
14 the project into the state highway fund, and the unexpended balance and any
15 further federal aid thereafter received on account of the project may be
16 spent under the general provisions of this title.

17 6. Monies in the custody of an officer or agent of this state from any
18 source that is to be used for the construction, improvement or maintenance of
19 state highways or bridges.

20 7. Monies deposited in the state general fund and arising from the
21 disposal of state personal property belonging to the department.

22 8. Receipts from the sale or disposal of any or all other property
23 held by the department and purchased with state highway monies.

24 9. Monies generated pursuant to section 28-410.

25 10. Monies distributed pursuant to section 28-5808, subsection B,
26 paragraph 2, subdivision (d).

27 11. Monies deposited pursuant to sections 28-1143, ~~AND~~ 28-2353 ~~and~~
28 ~~28-3003~~.

29 12. Except as provided in section 28-5101, the following monies:

30 (a) Monies deposited pursuant to section 28-2206 and section 28-5808,
31 subsection B, paragraph 2, subdivision (e).

32 (b) One dollar of each registration fee and one dollar of each title
33 fee collected pursuant to section 28-2003.

34 (c) Two dollars of each late registration penalty collected by the
35 director pursuant to section 28-2162.

36 (d) The air quality compliance fee collected pursuant to section
37 49-542.

38 (e) The special plate administration fees collected pursuant to
39 sections 28-2404, 28-2412 through 28-2428 and 28-2514.

40 (f) Monies collected pursuant to sections 28-372, 28-2155 and 28-2156
41 if the director is the registering officer.

42 13. Monies deposited pursuant to chapter 5, article 5 of this title.

43 14. Donations received pursuant to section 28-2269.

44 15. Dealer and registration monies collected pursuant to section
45 28-4304.

1 16. Abandoned vehicle administration monies deposited pursuant to
2 section 28-4804.

3 17. Monies deposited pursuant to section 28-710, subsection D,
4 paragraph 2.

5 Sec. 6. Section 28-6993, Arizona Revised Statutes, is amended to read:
6 28-6993. State highway fund: authorized uses

7 A. Except as provided in subsection B of this section and section
8 28-6538, the state highway fund shall be used for any of the following
9 purposes in strict conformity with and subject to the budget as provided by
10 this section and by sections 28-6997 through 28-7003:

11 1. To pay salaries, wages, necessary travel expenses and other
12 expenses of officers and employees of the department and the incidental
13 office expenses, including telegraph, telephone, postal and express charges
14 and printing, stationery and advertising expenses.

15 2. To pay for both:

16 (a) Equipment, supplies, machines, tools, department offices and
17 laboratories established by the department.

18 (b) The construction and repair of buildings or yards of the
19 department.

20 3. To pay the cost of both:

21 (a) Engineering, construction, improvement and maintenance of state
22 highways and parts of highways forming state routes.

23 (b) Highways under cooperative agreements with the United States that
24 are entered into pursuant to this chapter and an act of Congress providing
25 for the construction of rural post roads.

26 4. To pay land damages incurred by reason of establishing, opening,
27 altering, relocating, widening or abandoning portions of a state route or
28 state highway.

29 5. To reimburse the department revolving account.

30 6. To pay premiums on authorized indemnity bonds and on compensation
31 insurance under the workers' compensation act.

32 7. To defray lawful expenses and costs required to administer and
33 carry out the intent, purposes and provisions of this title, including
34 repayment of obligations entered into pursuant to this title, payment of
35 interest on obligations entered into pursuant to this title, repayment of
36 loans and other financial assistance, including repayment of advances and
37 interest on advances made to the department pursuant to section 28-7677, and
38 payment of all other obligations and expenses of the board and department
39 pursuant to chapter 21 of this title.

40 8. To pay lawful bills and charges incurred by the state engineer.

41 9. To acquire, construct or improve entry roads to state parks or
42 roads within state parks.

43 10. To acquire, construct or improve entry roads to state prisons.

44 11. To pay the cost of relocating a utility facility pursuant to
45 section 28-7156.

12. For the purposes provided in subsections C, D and E of this section and sections 28-1143, ~~AND 28-2353 and 28-3003.~~

B. For each fiscal year, the department of transportation shall allocate and transfer monies in the state highway fund to the department of public safety for funding a portion of highway patrol costs in eight installments in each of the first eight months of a fiscal year that do not exceed ten million dollars.

C. Subject to legislative appropriation, the department may use the monies in the state highway fund as prescribed in section 28-6991, paragraph 12 to carry out the duties imposed by this title for registration or titling of vehicles, to operate joint title, registration and driver licensing offices, to cover the administrative costs of issuing the air quality compliance sticker, modifying the year validating tab and issuing the windshield sticker and to cover expenses and costs in issuing special plates pursuant to sections 28-2404, 28-2412 through 28-2428 and 28-2514.

D. The department shall use monies deposited in the state highway fund pursuant to chapter 5, article 5 of this title only as prescribed by that article.

E. Monies deposited in the state highway fund pursuant to section 28-2269 shall be used only as prescribed by that section.

F. Monies deposited in the state highway fund pursuant to section 28-710, subsection D, paragraph 2 shall only be used for state highway work zone traffic control devices.

G. The department may exchange monies distributed to the state highway fund pursuant to section 28-6538, subsection A, paragraph 1 for local government surface transportation program federal monies suballocated to councils of government and metropolitan planning organizations if the local government scheduled to receive the federal monies concurs. An exchange of state highway fund monies pursuant to this subsection shall be in an amount that is at least equal to ninety per cent of the federal obligation authority that exists in the project for which the exchange is proposed.

Sec. 7. Requirements for enactment; two-thirds vote

Pursuant to article IX, section 22, Constitution of Arizona, this act is effective only on the affirmative vote of at least two-thirds of the members of each house of the legislature and is effective immediately on the signature of the governor or, if the governor vetoes this act, on the subsequent affirmative vote of at least three-fourths of the members of each house of the legislature.